

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

All Cases Noted on Attached Appendix

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION OF DISMISSAL WITH PREJUDICE
PURSUANT TO NEW MEXICO SETTLEMENT AGREEMENT**

The undersigned Parties (the “Parties”) have settled the above-referenced litigation against Defendant KVK-Tech, Inc. pursuant to the KVK-Tech New Mexico Settlement Agreement, executed on March 21, 2023, in which Plaintiffs – the New Mexico subdivisions listed in Appendix A – have elected to participate. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs and KVK-Tech agree that all claims of Plaintiffs in the actions identified in Appendix A against KVK-Tech and the Releasees (as defined in the KVK-Tech New Mexico Settlement Agreement) are dismissed with prejudice, with each party to bear its own costs.

Dated September 19, 2023

Respectfully submitted,

ATTORNEYS FOR PLAINTIFFS

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SO ORDERED this ___ day of September 2023.

Hon. Dan Aaron Polster
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on September 19, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Peter J. Mougey _____

APPENDIX A

<u>Subdivision</u>	<u>State</u>	<u>Signed With Permission</u>	<u>Jurisdiction</u>	<u>Docket Number</u>
Bernalillo County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45301
Cibola County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45321
Colfax County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45055
Curry County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45347
Eddy County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:22-op-45015
Espanola City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46142
Grant County	NM	Napoli Shkolnik, PLLC	NDOH	1:19-op-45108
Hobbs City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46068
Lea County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45266
Lincoln County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45513
Luna County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45056
McKinley County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45033
San Juan County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:18-op-45829
Santa Fe County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:18-op-45776
Socorro County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45323
Torrance County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45004
Union County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45057
Valencia County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45324